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EDGAR RAFAEL NAVARRO CHAVOYA  
7

8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 EDGAR RAFAEL NAVARRO  
CHAVOYA,

15 Defendant.  
16

Case No. 1:21-cr-00314-JLT-SKO

**STIPULATION TO CONTINUE STATUS  
CONFERENCE; ORDER**

Date: February 11, 2022

Time: 9:30 a.m.

Judge: Hon. Jennifer L. Thurston

17 IT IS HEREBY STIPULATED by and between the parties through their respective  
18 counsel, Assistant United States Attorney Laura Withers, counsel for plaintiff, and Assistant  
19 Federal Defender Erin Snider, counsel for Edgar Rafael Navarro Chavoya, that the status  
20 conference currently scheduled for February 11, 2022, at 9:30 a.m. before the Honorable Jennifer  
21 L. Thurston may be continued to April 20, 2022, at 1:00 p.m. before the Honorable Sheila K.  
22 Oberto.

23 On December 22, 2021, Mr. Navarro Chavoya appeared before Judge Sheila K. Oberto  
24 for an arraignment on an indictment charging him with a violation of 8 U.S.C. § 1326. At the  
25 arraignment, the parties notified Judge Oberto that the government had identified the case as  
26 being eligible for the government's early disposition program (also as the fast-track program).  
27 Accordingly, Judge Oberto set a status conference for February 7, 2022, before the District  
28 Court, with the intention that the hearing would become a plea and sentencing if Mr. Navarro

1 Chavoya were to accept the government's plea offer. This Court later continued the status  
2 conference to February 11, 2022, on its own motion.

3 The parties now request that the Court continue the February 11, 2022, status conference  
4 to April 20, 2022, at 1:00 p.m. and reset the matter before the magistrate judge. The parties agree  
5 and request the Court find the following:

6 1. The government has provided 575 pages of discovery in this matter. The  
7 government has also agreed to make available for copying and inspection Mr. Navarro-  
8 Chavoya's entire A file.

9 2. Counsel for Mr. Navarro-Chavoya desires additional time to review discovery,  
10 consult with her client, conduct investigation into the charges (including Mr. Navarro-Chavoya's  
11 prior deportation), and explore potential resolution with the government.

12 3. Counsel for Mr. Navarro-Chavoya believes that failure to grant the above-  
13 requested continuance would deny her the reasonable time necessary for effective preparation,  
14 taking into account the exercise of due diligence.

15 4. The government does not object to the continuance.

16 5. Based on the above-stated findings, the ends of justice served by continuing the  
17 case as requested outweigh the interest of the public and the defendant in a trial within the  
18 original date prescribed by the Speedy Trial Act.

19 6. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
20 *et seq.*, within which trial must commence, the time period of February 11, 2022, to April 20,  
21 2022, inclusive, is deemed excludable pursuant to 18 U.S. C. § 3161(h)(7)(A) and (B)(iv).

22 **IT IS SO STIPULATED.**

23  
24 Respectfully submitted,

25 PHILLIP A. TALBERT  
26 United States Attorney

27 Date: February 4, 2022

28 /s/ Laura Withers  
LAURA WITHERS  
Assistant United States Attorney  
Attorney for Plaintiff

HEATHER E. WILLIAMS  
Federal Defender

Date: February 4, 2022

/s/ Erin Snider  
ERIN SNIDER  
Assistant Federal Defender  
Attorney for Defendant  
EDGAR RAFAEL NAVARRO CHAVOYA

**ORDER**

**IT IS SO ORDERED.** The status conference currently scheduled for February 11, 2022, at 9:30 a.m. before the undersigned is hereby continued to April 20, 2022, at 1:00 p.m. before the Honorable Sheila K. Oberto. The period from February 11, 2022, to April 20, 2022, inclusive, is deemed excludable pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and 3161(h)(7)(B)(i), (ii) and (iv) because it results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

IT IS SO ORDERED.

Dated: **February 7, 2022**

  
UNITED STATES DISTRICT JUDGE